PTO/SB/31 (06-03)

Approved for use through 07/31/2003. OMB 0651-0031

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NOTICE OF APPEAL FROM T BOARD OF PATENT APPEAL	Docket Number (Optional) PB324D1							
	In re Application of Dillon et al.							
	Application Number 09/956,004-Conf. #1504 September 20, 2001							
·	For Nucleotide Sequence of Escherichia coli Pathogenicity Islands							
	Art Unit	31	Examiner C. Ly					
Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner.								
The fee for this Notice of Appeal is			\$330.00					
Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:								
A check in the amount of the fee is enclosed.								
Payment by credit card. Form PTO-2038 is attached.								
The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.								
The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No08-3425 I have enclosed a duplicate copy of this sheet.								
X A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.								
l am the applicant /inventor		_	L-1. Hard					
assignee of record of the e See 37 CFR 3.71. Staten is enclosed. (Form PTO/S	3.73(b) —	Lin J. Hymel Typed or printed name						
attorney or agent of record	l .							
Registration number			(301) 251-6015					
x attorney or agent acting und	ler 37 CFR 1.34(a).		Telephone number					
Registration number if acting u	nder 37 CFR 1.34(a).	45,414	December 9, 2003 Date					
NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.								
*Total of forms are submitted.								

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Use in lieu of PTO/SB/17 (08-03) (Form updated to reflect FY 2004 fees effective 10/1/03)

FEETRANSMITTAL					Com	plete if Known	
	'	Application Number			er	09/956,004-Conf. #1504	
for FY 2004		Filing Date				September 20, 2001	
Effective 10/01/2003, Patent fees are subject to annual revision.					ntor	Patrick J. Dillon	<u>.</u>
·		Examiner Name C. Ly			C. Ly		
Applicant claims small entity status. See 37 CFR 1.27		Art Unit 1631				1631	
TOTAL AMOUNT OF PAYMENT (\$) 1,280.00		Attorney Docket No. PB324D1				PB324D1	
METHOD OF PAYMENT (check all that apply)	FEE CALCULATION (continued)						
Check Credit Money Other None	3. 4	ADDITIO	DNAL	FEES			
Caro Corder Color							
X Deposit Account:	Large Entity Small Entity						
Deposit Account 08-3425	Fee	Fee	Fee	Fee	-	Fee Description	
Number	Code	(\$)	Code	(\$)		r de Description	Fee Paid
Deposit Account Human Genome Sciences, Inc.	1051	130	2051	65	Surcharge	e – late filing fee or oath	
Name The Director is authorized to: (check all that apply)	1052	50	2052	25	Surcharge sheet.	e - late provisional filing fee or cover	
X Charge fee(s) indicated below X Credit any overpayments	1053	130	1053	130	Non-Engli	ish specification	
Charge any additional fee(s) during the pendency of this	1812	2,520	1812	2,520	For filing a	request for ex parte reexamination	
	1804	920*	1804	920*	Requestir	ng publication of SIR prior to	
Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.	1805		1805		Examiner Requestir	action ng publication of SIR after	
	ı	•		•	Examiner	action	
FEE CALCULATION 1. BASIC FILING FEE	1251 1252	110 420	2251 2252	55 210		o for reply within first month	
Large Entity Small Entity	1253	950	2253		Extension for reply within second month Extension for reply within third month		950.00
Fee Fee Fee Fee Description Fee Paid	1254	1,480	2254	740		for reply within fourth month	330.00
Code (\$) Code (\$) 1001 770 2001 385 Utility filing fee	1255	2,010	2255			• •	
1002 340 2002 170 Design filing fee	1401	330	2401	165	Notice of	n for reply within fifth month	330.00
1003 530 2003 265 Plant filing fee	1402	330	2402			rief in support of an appeal	300:00
1004 770 2004 385 Reissue filing fee	1403	290	2403		-	for oral hearing	
1005 160 2005 80 Provisional filing fee	1451	1,510	1451	1,510	Petition to	institute a public use proceeding	
SUBTOTAL (1) (\$) 0.00	1452	110	2452	55	Petition to	revive – unavoidable	
0.00	1453	1,330	2453	665	Petition to	revive - unintentional	
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE	1501	1,330	2501	665	Utility issu	ue fee (or reissue)	
Extra Fee from Claims below Fee Paid	1502	480	2502	240	Design is:	sue fee	
Total Claims** =x =	1503	640	2503	320	Plant issu	e fee	
Independent -** = x = =	1460	130	1460	130	Petitions t	to the Commissioner	
Multiple Dependent =	1807	50	1807	50	Processin	ng fee under 37 CFR 1.17(q)	
Large Entity Small Entity	1806	180	1806	180		on of Information Disclosure Stmt	
Fee Fee Fee Fee Fee Code (\$) Code (\$)	8021	40	8021	40		g each patent assignment per (times number of properties)	
1202 18 2202 9 Claims in excess of 20	1809	770	2809	385	Filing a su	ubmission after final rejection	
1201 86 2201 43 Independent claims in excess of 3		770			(37 CFR	1.129(a)) additional invention to be	
1203 290 2203 145 Multiple dependent claim, if not paid	1810		2810		examined	I (37CFR 1.129(b))	
1204 86 2204 43 ** Reissue independent claims over original patent	1801	770	2801	385	•	for Continued Examination (RCE)	
1205 18 2205 9 ** Reissue claims in excess of 20	l	1802 900 1802 900 Request for expedited examination of a design application					
and over original patent	Other	Other fee (specify)					
SUBTOTAL (2) (\$) 0.00	*Redi	uced by I	Basic F	filing Fee	Paid	SUBTOTAL (3) (\$)	1,280.00
**or number previously paid, if greater; For Reissues, see above	<u> </u>						
SUBMITTED BY	Deni-	ention At				(Complete (if applicable))	
Name (Print/Type) Lin J. Hymel		ration No ev/Agent		5,414		Telephone (301) 251-6015	

Name (Print/Type) Lin J. Hymel Registration No. 45	45,414 Telephone	(204) 254 6045
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Signature J-1, H-y	Date	December 9, 2003